

* Permit No. 789

CERTIFICATE NO. 8394

APPLICATION FOR A PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

I, James Dalton and I, James T. York
(Name of Applicant)

of North Powder, County of Union
(Postoffice)

State of Oregon, do hereby make application for a permit to appropriate the following described public waters of the State of Oregon, subject to existing rights:

If the applicant is a corporation, give date and place of incorporation

1. The source of the proposed appropriation is
(Name of stream)

Summit Lake Reservoir, and Van Patton Lake Reservoir.

2. The amount of water which the applicant intends to apply to beneficial use is
20 cubic feet per second.

3. The use to which the water is to be applied is
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

Irrigation

4. The point of diversion is located from each reservoir at bottom of dam, from
(Give distance and bearing to section corner)
Van Patton Lake Reservoir in Township 7; from Summit Lake Reservoir in Township 8, S R 37 E. W. M. Baker County, Or.

being within the _____ of Sec. _____, Tp. _____
(Give smallest legal subdivision) (No. N. or S.)

R. _____, W. M., in the county of Baker For the waters of Van Patton Lake reservoir, Dutch Flat Creek to North Powder River, about six miles. From Summit Lake Summit Creek to Powder River; thence 5 miles in

each in North Powder River to "Dalton Ditch" tapping North Powder River in Sec. 35
length, terminating in the _____ of Sec. _____, Tp. _____, R. _____,
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)

Tp. 6 S R 38 E W M and Dalton-Smith-Tanner Ditch tapping North Powder River in Sec. 32, Tp. 6 R. 39 E. W. M. terminating as shown on map filed
W. M., the proposed location being shown throughout on the accompanying map.

6. The name of the ditch, canal or other works is _____

DESCRIPTION OF WORKS

Diversion Works—

Summit Lake	(a) Height of dam	25	feet, length on top	300	feet, length at bottom
		Van Patton Lake		25	
Summit Lake	50	feet; material to be used and character of construction			
Little Summit	25	Earth, gravel, stone (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)			
Van Patton	25				

(b) Description of headgate Steel valve operated by threaded shaft and
(Timber, concrete, etc., number and size of openings)

screw. Immediate outlets to be of cement of 18 inch diameter.

*A different form of application is provided where an appropriation is to be made by the enlargement of existing works, or where storage works are contemplated. These forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

Canal System—

8. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: Width on top (at water line).....feet; width on bottom.....feet; depth of water.....feet; grade.....feet fall per one thousand feet.

(b) At.....miles from headgate: Width on top (at water line).....feet; width on bottom.....feet; depth of water.....feet; grade.....feet fall per one thousand feet.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR:

Irrigation—

9. The land to be irrigated has a total area of 1,170 acres, located in each smallest legal subdivision, as follows. W 1/2 of NW 1/4 and NW 1/4 of SW 1/4 Sec. 6, 60 acres in S 1/2 of NE 1/4 of Sec. 4 and 60 acres in E 1/2 of SE 1/4, Sec. 4, and 300 acres in W 1/2 of Sec. 3, and 150 acres in NW 1/4 of Sec. 10, and 160 acres in SE 1/4 of Sec. 3, and W 1/2 of NE 1/4 of Sec. 2; all in Township 7 S. R. 39 E. W. M. and SW 1/4 and SW 1/4 of NW 1/4 of Sec. 33, Tp. 6 S. R. 39 E. W. M. and 20 acres in South-west quarter of Northeast quarter of Sec. 3 and 20 acres in North-west quarter of South-west quarter of Sec. 2, in Township 7 south Range 39 E. W. M.

(If more space required, attach separate sheet)

Power, Mining, Manufacturing, or Transportation Purposes—

10. (a) Total amount of power to be developed.....theoretical horsepower.

(b) Total fall to be utilized.....feet. (Head)

(c) The nature of the works by means of which the power is to be developed.....

(d) Such works to be located in.....of Sec. (Legal subdivision)

Tp. (No. N. or S.), R. (No. E. or W.), W. M.

(e) Is water to be returned to any stream?..... (Yes or No.)

(f) If so, name stream and locate point of return....., Sec. (No. N. or S.), Tp. (No. N. or S.), R. (No. E. or W.), W. M.

(g) The use to which the power is to be applied is.....

(h) The nature of the mines to be served.....

Municipal Supply—

11. To supply the city of _____, _____ County, having a present population of _____, and an estimated population of _____ in 19_____.

(Answer questions 12, 13, 14, and 15 in all cases)

- 12. Estimated cost of proposed works, \$_____
13. Construction work will begin on or before One year from date of approval.
14. Construction work will be completed on or before Three years from date of approval
15. The water will be completely applied to the proposed use on or before Five years from date of approval

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the Board of Control, accompany this application.

Jas. Dalton (Name of applicant)

J T York, by Jas Dalton, attorney in fact

Signed in the presence of us as witnesses:

- (1) Gustav Anderson (Name) Baker, Oregon (Address of witness)
(2) Robert Service (Name) " " (Address of witness)

Remarks The aforementioned waters from reservoirs described is to be used at such times or seasons as the water supply in Powder River becomes insufficient for irrigation.

STATE OF OREGON, County of Marion. } ss.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for correction or completion, as follows:

For correction to areas to be irrigated and Answers to Questions 12 - 13 - 14 - 15.

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before 17th day of Sept., 19 11.

WITNESS my hand this 18th day of Aug., 19 11.

John H Lewis IA State Engineer.

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Application No. 1567

Permit No. 789

PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

Division No. 2 District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 24 day of July, 1911, at 8:00 o'clock A. M.

Returned to applicant for correction

Aug 18 1911

Corrected application received

Aug 29 1911

Approved

Sep 20 1911

Recorded in Book No. 3 of Permits on Page 789

John H Lewis

1 map DFM

State Engineer. 64.70

STATE OF OREGON, County of Marion. } ss.

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions:

The appropriation for irrigation purposes shall be limited to one-eightieth of one cu. ft. per sec. for each acre irrigated

The priority date of this permit is July 24, 1911

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 14 & 6/100 (14.06) cubic feet per second.

Actual construction work shall begin on or before September 20, 1912

and shall thereafter be prosecuted with reasonable diligence and be completed on or before

September 20, 1914

Complete application of the water to the proposed use shall be made on or before

September 20, 1916

WITNESS my hand this 20th day of September, 1911

John H Lewis

State Engineer.

EXTENDED TO 6/1/17 4/20 EXTENDED TO 10/1/17 10/20